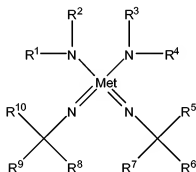


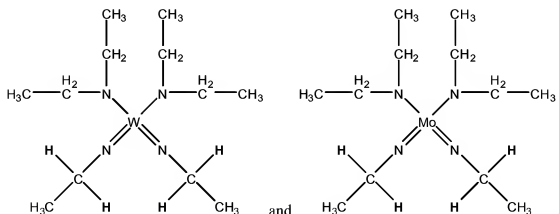
REMARKS

Claims 59, 60, and 72 were rejected under 35 U.S.C. § 102(b) as being anticipated by EP1067595 or equivalent US 6,238,734. The Office Action cites col. 4, lines 56-57 of US'734 or '[0037] of EP'595, alleging that the compounds of " $(\text{CH}_3\text{CH}_2\text{N}=\text{N})_2\text{W}(\text{N}(\text{CH}_2\text{CH}_3)_2)_2$ and $(\text{CH}_3\text{CH}_2\text{N}=\text{N})_2\text{Mo}(\text{N}(\text{CH}_2\text{CH}_3)_2)_2$. . . read on the present formula wherein each R^{1-10} is ethyl group." (Page 3 of Office Action). Applicants respectfully disagree.

The structure of the claimed compound is reproduced below.



$(\text{CH}_3\text{CH}_2\text{N}=\text{N})_2\text{W}(\text{N}(\text{CH}_2\text{CH}_3)_2)_2$ and $(\text{CH}_3\text{CH}_2\text{N}=\text{N})_2\text{Mo}(\text{N}(\text{CH}_2\text{CH}_3)_2)_2$ mentioned in US'734 do not describe the claimed compound. The compounds described in US'734 are represented by



As shown, the compounds described in US'734 require the presence of hydrogen in R⁵, R⁷, R⁸, and R¹⁰, not ethyl. Claim 59 does not list hydrogen as being one of the possible R¹⁻¹⁰. Accordingly, US'734 fails to describe the claimed compound.

Moreover, one of ordinary skill in the art would readily recognize that the compounds described in US'734 would lack thermal stability due to the presence of the hydrogens highlighted above. As such, the claimed compounds possess superior results over that of the compounds described in US'734. Accordingly, Applicants submit the cited reference fails to obviate the claims.

For at least the reasons noted above, Applicants submit the pending claims are allowable. In addition, Applicant notes that independent process claims 24, 40, and 50 have been previously amended to explicitly recite the compound of claim 59 and request rejoinder upon finding that claims 59, 60, and 72 are allowable. (*See* MPEP §821.04(b)).

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 08-0219, under Order No. 0042697.00147US2 from which the undersigned is authorized to draw.

Respectfully submitted,

Dated: November 12, 2008

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